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Attorneys for Plaintiff
VERIGY US, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VERIGY US, INC, a Delaware Corporation

Plaintiff,

vs.

ROMI OMAR MAYDER, an individual;
WESLEY MAYDER, an individual; SILICON
TEST SYSTEMS, INC., a California Corporation;
and SILICON TEST SOLUTIONS, LLC, a
California Limited Liability Corporation,
inclusive,

Defendants.

Case No. C07-04330 RMW (HRL)

**DECLARATION OF MICHAEL W.
STEBBINS IN SUPPORT OF
PLAINTIFF'S APPLICATION FOR AN
ORDER TO SHOW CAUSE RE:
CONTEMPT AGAINST DEFENDANTS
ROMI MAYDER AND SILICON TEST
SYSTEMS, INC.**

Date: April 11, 2008
Time: 9:00 a.m.
Place: Courtroom 6
Judge: Hon. Ronald M. Whyte

Complaint Filed: August 22, 2007
Trial Date: None Set

**PUBLIC REDACTED VERSION OF
DOCUMENT SUBMITTED UNDER SEAL**

1 I, Michael W. Stebbins, declare as follows:

2 1. I am an attorney licensed to practice law before all of the courts of the State of
3 California. I am a partner with the law firm of Bergeson, LLP, counsel of record for Plaintiff
4 Verigy US, Inc. ("Verigy") in the above-captioned action. I submit this declaration in support of
5 Verigy's Application for an Order to Show Cause Re: Contempt Against Defendants Romi
6 Mayder and Silicon Test Systems, Inc ("Contempt Motion"). I have personal knowledge of the
7 facts set forth in this declaration, and, if called to do so, I could and would competently testify
8 thereto.

9 2. For the Court's convenience, I am attaching documents previously filed with the
10 Court in conjunction with Verigy's Motion for a Preliminary Injunction. These documents were
11 received after the Contempt Motion was filed, but they provide further evidentiary support for the
12 acts described in the Contempt Motion and supporting declaration.

13 3. Attached hereto as Exhibit 1 is a true and correct copy of a documents produced by
14 Intel Corporation (Bates labeled 170DOC000008 through 170DOC000011) in response to a
15 deposition subpoena to Intel served on December 21, 2007 (which subpoena is attached as Exhibit
16 B to the Declaration of Kevin M. Pasquinelli I/S/O Defendants' Brief in Response to Verigy's
17 Evidentiary Objection, dated January 14, 2008).

18 4. Attached hereto as Exhibit 2 is a true and correct copy of portions of the Transcript
19 of Deposition of David L. McMann, dated January 9, 2008 ("McMann Depo."). These excerpts
20 specifically show that:

- 21 • Mayder never told Intel that Verigy alleged that he had stolen its trade secrets, he
22 merely stated that [REDACTED]
23 [REDACTED]" (McMann Depo. at 22:1-9; 42:5-13.)
- 24 • Mayder never told Intel that he had worked on a resource sharing solution while
25 employed at Verigy immediately prior to starting Silicon Test Systems, Inc.
26 (McMann Depo. at 54:14-55:8.)
- 27 • Mayder did not inform Intel that there was a temporary restraining order in this
28 action. (McMann Depo. at 35:18-21.)

- Mayder delivered Flash Enhancer prototypes to Intel. (McMann Depo. at 35:22-24.)
- After learning of the temporary restraining order, Intel stopped evaluating the Flash Enhancer product and its outside counsel took possession of them. (McMann Depo. at 37:15-38:22.)

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration was executed this 7th day of March, 2008 at San Jose, California.

/S/
Michael W. Stebbins

EXHIBITS 1 AND 2

CONFIDENTIAL

**SUBMITTED UNDER
SEAL**